

EXHIBIT 27

1

2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK

3 -----X
4 MARK I. SOKOLOW, et al.,

5 PLAINTIFFS,

6 -against- Case No:
7 04CV397 (GBD) (RLE)

8 THE PALESTINE LIBERATION ORGANIZATION, et
9 al.,

10 DEFENDANTS.
11 -----X

12

13 DATE: September 4, 2012

14 TIME: 9:35 A.M.

15

16 DEPOSITION of the Plaintiff,
17 MARK I. SOKOLOW, ESQ., taken by the
18 Defendants, pursuant to Notice and to the
19 Federal Rules of Civil Procedure, held at
20 the offices of Morrison & Foerster, 1290
21 Avenue of the Americas, New York, New York
22 10104, before Robert X. Shaw, CSR, a Notary
23 Public of the State of New York.

24

25

1 Mark I. Sokolow, Esq.

2 March.

3 Q. And the attack was in late
4 January?

5 A. January 27th.

6 Q. And did the hearing improve as
7 a result of the surgery?

8 A. Um, you know, I just don't
9 recall exactly. I just don't recall.

10 Q. You mentioned earlier that you
11 think you don't hear as well as you did
12 prior to the attack. Can you tell me why
13 you think that?

14 A. Um, well, my own personal
15 observation, and combined with being told
16 that my hearing was, although in the range
17 of normal, was about 80, 85 percent of what
18 would have been 100 percent, so.

19 Q. And who told you that it was 80
20 to 85 percent, post attack?

21 A. I think it was the, they're
22 called an audiologist, the person who tests
23 your hearing.

24 Q. Do you remember the name of
25 this person?

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2 MR. HILL: Well, let's get an
3 answer to this one, and then we'll
4 see where we go.

5 MR. SOLOMON: The question is
6 very vague. Did you just want to
7 say, did you see the bomber before
8 she detonated the bomb, or did he
9 know later who did it?

10 MR. HILL: Well, answer the
11 pending question, then we'll --

12 MR. SOLOMON: Okay. You can
13 try for the pending question over my
14 objection.

15 A. Could you repeat the question,
16 please.

17 Q. The question is: Are you able
18 to identify the person or persons that
19 detonated the device that injured your
20 family?

21 A. Yes.

22 Q. Okay. Did you see this person
23 or persons before the explosion?

24 A. Not that I recall.

25 Q. Okay. So, you say you're able

1 Mark I. Sokolow, Esq.

2 to identify them. How do you think that
3 you could do that?

4 A. My wife saw her severed head
5 lying on the ground next to her.

6 Q. Did you see a person's severed
7 head after this explosion?

8 A. Not that I recall.

9 Q. Okay. Do you believe that you
10 saw the -- when the explosion occurred,
11 were you able to tell from which direction
12 it was coming?

13 MR. SOLOMON: Objection.

14 A. I don't know.

15 Q. Okay. You don't know if the
16 explosion occurred in a direction that you
17 were facing away from; is that fair to say?

18 MR. SOLOMON: Objection. He's
19 already said he doesn't know.

20 A. Is there a question for me to
21 answer?

22 Q. Yes.

23 A. I 'm sorry. Could you repeat
24 the question, please.

25 Q. Yes. You're unable to say

1 Mark I. Sokolow, Esq.

2 And, you know, who the range of
3 Defendants might be.

4 Q. So, it's fair to say that the
5 Palestinian Authority as a potential
6 Defendant was suggested by the lawyers,
7 initially, not by you; correct?

10 A. You know what, I don't -- it's
11 a long time ago. I don't remember exactly,
12 you know, whether I said, tell me if I can
13 bring a lawsuit and who would the
14 Defendants be and I'll let you know if I'm
15 interested; or I said, do you think I could
16 bring a lawsuit against A, B, C, D & E;
17 and, if so, do you think it's viable and
18 would you be interested.

19 I don't recall exactly how that
20 conversation went. But, ultimately as you
21 can see from the complaint, a decision was
22 made to name the PA and the PLO as
23 Defendants.

24 Q. Are you aware of any evidence
25 that the PA had anything to do with the

1 Mark I. Sokolow, Esq.

2 bombing in which you and your family were
3 injured?

4 MR. SOLOMON: Objection.

5 You can answer.

6 A. Um, I don't know that I have
7 firsthand knowledge -- well, other than
8 that I believe, or that I think it's
9 well-known that the Al Aksa Martyr Brigade
10 is a militant arm of the PA and the PLO.

11 Q. Mr. Sokolow, you limited your
12 answer in a way that I didn't mean for you
13 to limit it.

14 I asked you if you're aware of
15 any evidence that the PA had anything to do
16 with the bombing, you said you didn't have
17 personal knowledge.

18 So, setting aside whether you
19 have personal knowledge, are you aware of
20 any evidence that PA had anything to do
21 with the bombing in which you and your
22 family were injured?

23 MR. SOLOMON: Objection.

24 Go ahead.

25 A. Like I said, I --

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2 I know that the Al Aksa Martyr
3 Brigade is related to the PA and the PLO,
4 or they're a faction of, or arm of, or an
5 instrumentality of, or something connected
6 to.

7 As far as the actual evidence,
8 I'm sort of relying on my counsel to have
9 that evidence.

10 Q. Okay. All right.

11 So, you said you're aware that
12 the Al Aksa Martyrs Brigade is somehow
13 related to the PA. What is your awareness
14 based on?

15 A. Public knowledge. The media.

16 Q. All right.

17 A. So, you know, announcements by
18 either or both of the organizations,
19 newspaper accounts, um, you know,
20 statements at or around the time of the
21 Second Intifada. Just general awareness.

22 Q. Okay. So, this may be clear,
23 but let's just make sure of it for the
24 record. You're not aware of any
25 information that the PA had anything to do

5 A. I mean, my counsel may have
6 such, you know, evidence. I don't know
7 that I have that.

8 Q. So, just -- I want to get to
9 counsel in a minute. But as far as you are
10 concerned, Mr. Sokolow, you're not aware of
11 any evidence that the PA had anything to do
12 with the bombing in which you and your
13 family were injured, apart from what you
14 may have seen or read in the media; is that
15 correct?

16 A. Well, I also know that, that a
17 -- that the way that Wafa Idris was brought
18 into the center of Jerusalem was, the
19 suicide bomber was brought into the center
20 of Jerusalem was in a Palestinian
21 ambulance. Um --

22 Q. So --

23 A. But besides that, and besides
24 what I said, I -- I don't know that I have,
25 I personally don't have any other

1 Mark I. Sokolow, Esq.

2 information.

3 Q. All right. You haven't spoken
4 to any Palestinians who have provided you
5 with information about the attack in which
6 you and your family were injured; correct?

7 A. Me, personally?

8 Q. Yes.

9 A. No.

10 Q. Are you aware of anyone that
11 has?

12 MR. SOLOMON: Objection.

13 Go ahead.

14 A. Um, perhaps my counsel, or
15 investigators, on our behalf.

16 Q. Okay. But you, your wife, your
17 daughters, none of you have spoken to any
18 Palestinians about the attack in which you
19 were injured; is that right?

20 A. Well, not quite right.

21 Q. In what way is it not quite
22 right?

23 A. Well, Jamie's ophthalmologist
24 was a Palestinian, and there may have been
25 other Palestinians in the hospital besides,

1 Mark I. Sokolow, Esq.

2 besides that.

3 Q. The doctor who treated Jamie
4 didn't have anything to do with the attack;
5 did he?

6 A. She.

7 Q. She. I beg your pardon.

8 So, apart from the

9 conversations with the ophthalmologist who
10 was a Palestinian, no one in your family
11 has spoken to any Palestinians about the
12 attack in which your family was injured?

13 A. I think that's correct.

14 Q. Okay. You said that you're
15 aware that Wafa Idris traveled to Jerusalem
16 in an ambulance; correct?

17 A. Yes.

18 Q. And what is that based on?

19 A. Um, public accounts and, um,
20 conversations with my counsel.

21 Q. Okay. Do you believe that the
22 ambulance that transported her had any
23 connection with the Palestinian Authority?

24 A. Well, it was a Palestinian
25 ambulance. Other than that, I don't know.

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2 It could be any -- I don't know
3 the direct connection.

4 Q. Are you aware of any connection
5 between the Palestinian ambulance that
6 allegedly transported Wafa Idris and the
7 PLO?

8 A. Other than the fact that it was
9 a Palestinian-originated ambulance, I
10 don't.

11 Q. Are you aware of any evidence
12 that the PLO, as opposed to the PA, had
13 something to do with the bombing in which
14 you and your family were injured?

15 A. It's really the same answer.

16 Q. Okay. It's -- you're not aware
17 of any evidence, apart from media reports
18 or what your lawyers have told you;
19 correct?

20 A. Correct.

21 Q. Okay. Now, you mentioned that
22 your lawyers had told you about the
23 transportation in the PA ambulance. What
24 do you recall them telling you?

25 MR. SOLOMON: You're asking him